

NOTICE OF EMERGENCY RULE REPEAL AND PROMULGATION

AGENCY: Department of Marine Resources

STATUTORY AUTHORITY: 12 M.R.S.A. Sections 6172 and 6192

RULE REPEAL AND PROMULGATION: DMR Regulation 95.09 GG, Closed Area No. 52-E, Dyer Harbor, Dyer Bay, Steuben, promulgated on October 13, 1994, is repealed and replaced with the following rule:

TEXT OF RULE: DMR Regulation 95.09 GG, Closed Area No. 52-E, Pinkham Bay, Steuben.

Effective immediately, because of pollution, it shall be unlawful to dig, take or possess any clams, quahogs, oysters or mussels taken from the shores, flats and waters of Pinkham Bay, inland (northerly) of a line beginning at the northernmost point of Clay Cove and running in a northeasterly direction to the westernmost point of Hog Island, thence due north to the nearest point on the mainland.

Violation of any provision of this regulation shall be a Class D Crime (12 M.R.S.A. Section 6204).

EFFECTIVE DATE: November 26, 2001

AGENCY CONTACT PERSON: Amy M. Fitzpatrick
Department of Marine Resources
Mckown Point Road
West Boothbay Harbor, Maine 04575

BANGOR DAILY NEWS
November 29, 2001

STATEMENT OF FACT AND POLICY

As authorized by 12 M.R.S.A. Sections 6172 and 6192, the Commissioner of the Maine Department of Marine Resources repeals emergency DMR Regulation 95.09 GG, Closed Area No. 52-E, Dyer Harbor, Dyer Bay, Steuben, promulgated on October 13, 1994, and replaces it with a new regulation. This new regulation opens Dyer Harbor to the harvesting of shellfish and closes upper Pinkham Bay.

Department personnel have surveyed and sampled the area and determined that pollution sources in Dyer Harbor have been eliminated and are no longer a threat to public health. At the same time, upper Pinkham Bay has increased in bacterial contamination and must be closed down to the harvesting of shellfish.


E. PENN ESTABROOK
DEPUTY COMMISSIONER

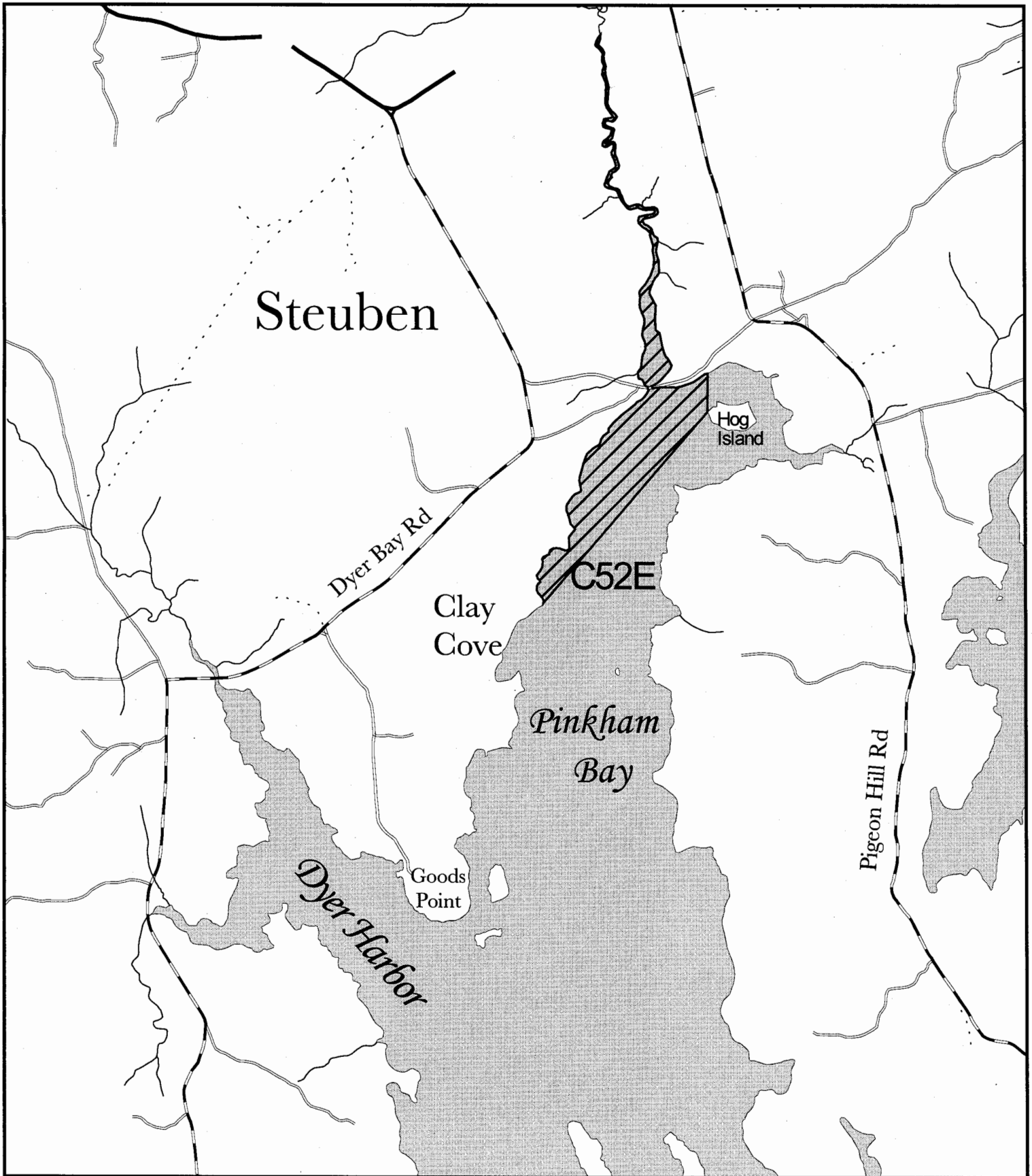


Maine Department of Marine Resources

Legal Notice of Shellfish Closure Area

For: Steuben

C52-E Pinkham Bay, Steuben 11-26-01



0.5 0 0.5 1 Miles

